



PROPOSED RULE MAKING

CR-102 (June 2012)

(Implements RCW 34.05.320)

Do **NOT** use for expedited rule making

Agency: Washington State Department of Agriculture

☒ **Preproposal Statement of Inquiry was filed as WSR 14-17-030; or**

☐ **Expedited Rule Making--Proposed notice was filed as WSR _____; or**

☐ **Proposal is exempt under RCW 34.05.310(4) or 34.05.330(1).**

☒ **Original Notice**

☐ **Supplemental Notice to WSR _____**

☐ **Continuance of WSR _____**

Title of rule and other identifying information: (Describe Subject) Chapter 16-29, Animal Disease Traceability

Hearing location(s):

Natural Resources Building
1111 Washington St. SE
First Floor, Conference Room 175
Olympia, WA 98504

Central Washington University
400 East University Way
Sue Lombard Hall
Ellensburg, WA 98926

Date: December 8, 2014
Time: 12:30pm

Date: December 9, 2014
Time: 11:00am

Submit written comments to:

Name: Teresa Norman
Address: PO Box 42560
Olympia, Washington 98504-2560
e-mail: WSDARulesComments@agr.wa.gov
fax: (360)902-2092 by 5:00pm December 9, 2014

Assistance for persons with disabilities: Contact

WSDA Receptionist by December 1, 2014

TTY (800) 833-6388 or 711

Date of intended adoption: December 30, 2014

(Note: This is **NOT** the **effective** date)

Purpose of the proposal and its anticipated effects, including any changes in existing rules: The department proposes to add a new Washington Administrative Code (WAC), chapter 16-29 WAC, Animal Disease Traceability. The 2011 legislative session passed Substitute House Bill (SHB) 1538 which directed the department to adopt by rule a fee per head on cattle sold or slaughtered in the state or transported out of the state to administer animal disease traceability activities for cattle. The proposed new WAC will establish per head fees on cattle sold or slaughtered in the state or transported out of state, establish a process to assess and collect the fees, and establish a penalty matrix for failing to pay the fees.

Reasons supporting proposal: If Washington state is unable to trace cattle, the United States Department of Agriculture has the authority to put movement restrictions on the entire state. This new WAC is necessary for the department to trace cattle that may be infected or have been exposed to infectious and communicable diseases. In order for the department to trace cattle, the department must obtain health and movement information to determine where cattle originated from, where the cattle moved to, and what cattle were exposed.

Statutory authority for adoption: Chapter 16.36.150 RCW and chapter 34.05 RCW

Statute being implemented: Chapter 16.36 RCW

Is rule necessary because of a:

Federal Law? ☐ Yes ☒ No
Federal Court Decision? ☐ Yes ☒ No
State Court Decision? ☐ Yes ☒ No
If yes, CITATION:

DATE

October 22, 2014

NAME (type or print)

Lynn Briscoe

SIGNATURE

TITLE

Assistant Director

CODE REVISER USE ONLY

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: October 22, 2014

TIME: 8:06 AM

WSR 14-21-165

(COMPLETE REVERSE SIDE)

Agency comments or recommendations, if any, as to statutory language, implementation, enforcement, and fiscal matters:

None.

Name of proponent: (person or organization) Washington State Department of Agriculture

- ☐ Private
☐ Public
☒ Governmental

Name of agency personnel responsible for:

Name	Office Location	Phone
Drafting..... David Hecimovich	Olympia	(360) 725-5493
Implementation....David Hecimovich	Olympia	(360) 725-5493
Enforcement.....David Bangart	Olympia	(360) 902-1946

Has a small business economic impact statement been prepared under chapter 19.85 RCW or has a school district fiscal impact statement been prepared under section 1, chapter 210, Laws of 2012?

☒ Yes. Attach copy of small business economic impact statement or school district fiscal impact statement.

A copy of the statement may be obtained by contacting:

Name: David Hecimovich

Address: Washington State Department of Agriculture

PO Box 42560

Olympia, Washington 98504-2560

Phone: (360) 725-5493

Fax: (360)902-2087

e-mail: dhecimovich@agr.wa.gov

☐ No. Explain why no statement was prepared.

Is a cost-benefit analysis required under RCW 34.05.328?

☐ Yes A preliminary cost-benefit analysis may be obtained by contacting:

Name:

Address:

phone () _____

fax () _____

e-mail _____

☒ No: Please explain: The Washington State Department of Agriculture is not a listed agency in RCW 34.05.328(5)(a)(i).